

1 THE HONORABLE BENJAMIN H. SETTLE
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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 MOLLY CHESTER,

10 Plaintiff,

vs

11 SMARTRECEIPT, INC., et al.,

12 Defendants.

NO. 13-05272 BHS

STIPULATED MOTION EXTENDING THE
STAY OF PROCEEDINGS

HEARING DATE: August 16, 2013

13 Plaintiff and Defendants through their respective attorneys respectfully request
14 that the Court enter an order staying this matter for two weeks due to Plaintiff's
15 counsel's unavailability because of an out-of-town trial.

16 As previously explained to the Court in the July 26, 2013 stipulated motion for
17 stay of all proceedings, the parties' settlement discussions have continued and the
18 parties believe that an agreement has been reached on key settlement terms.
19 However, due to counsel for Plaintiff's unavailability due to an out-of-town trial in late
20 August, additional time may be required to finalize settlement-related documents.
21 The proposed stay will conserve party and judicial resources and permit the parties to
22 focus on finalizing the settlement terms in a written agreement.

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26 STIPULATED MOT AND ORDER TO STAY PROCEEDINGS - 1 of 3
[100072781]

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For the reasons stated above, Plaintiff and Defendants request that the Court enter an order staying all deadlines in this matter including the FRCP 26(f) conference, Initial Disclosures, the Joint Status Report Plaintiff's deadline to respond to Defendants Howe and Kanowsky's pending motions (*Dkt. 17* and *Dkt. 19*) through September 10, 2013. Defendants Eric Kanowsky and Michael Howe enter into this Stipulation for the reasons stated above, but expressly reserve all applicable defenses, including but not limited to those related to personal jurisdiction as set forth in the motions to dismiss at Dkt. Nos. 17 and 19.

Dated this ____ day of August, 2013.

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STIPULATED MOT AND ORDER TO STAY PROCEEDINGS - 2 of 3
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1 ORDER
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3 This matter having come before the Court based on the Stipulation set forth
4 above, the Court having reviewed the records and files herein and being fully advised in
the premises, it is hereby

5 ORDERED that this matter is stayed until September 10, 2013.
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7 IT IS FURTHER ORDERED that on or before September 10, 2013, the Parties shall
report to the Court regarding the status of this matter.
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9 DATED this 20 day of August, 2013.

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11 THE HONORABLE BENJAMIN H. SETTLE

12 APPROVED FOR ENTRY:

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26 STIPULATED MOT AND ORDER TO STAY PROCEEDINGS - 3 of 3
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